

Exhibit 1

From: Gardner, Joshua E (CIV) <Joshua.E.Gardner@usdoj.gov>
Sent: Thursday, June 27, 2019 2:59 PM
To: Duraiswamy, Shankar <sduraiswamy@cov.com>; Ehrlich, Stephen (CIV) <Stephen.Ehrlich@usdoj.gov>
Cc: Duke, Benjamin <pbduke@cov.com>; Cho, Dustin <dcho@cov.com>; Denise M. Hulett <Dhulett@MALDEF.org>; Niyati Shah <nshah@advancingjustice-aajc.org>
Subject: RE: Kravitz / LUPE

Shankar:

Thank you for your email. We agree that a meet and confer about discovery on the equal protection claim before today's court conference is unnecessary. Given the Supreme Court's decision today, our view is that the injunctions in both New York and this case are still in place, and we have no plans to challenge them or seek to have them vacated. Because the Secretary is currently in Japan, and he must be consulted, we cannot yet provide you and the Court with our definitive view about future proceedings, if any. We will update you as soon as we have clarity on that front.

Josh

From: Duraiswamy, Shankar <sduraiswamy@cov.com>
Sent: Thursday, June 27, 2019 2:26 PM
To: Gardner, Joshua E (CIV) <jgardner@CIV.USDOJ.GOV>; Ehrlich, Stephen (CIV) <sehrlich@CIV.USDOJ.GOV>
Cc: Duke, Benjamin <pbduke@cov.com>; Cho, Dustin <dcho@cov.com>; Denise M. Hulett <Dhulett@MALDEF.org>; Niyati Shah <nshah@advancingjustice-aajc.org>
Subject: Kravitz / LUPE

Josh and Stephen,

In light of the Supreme Court's decision today and the government's previous representations as to the June 30 deadline to begin printing the 2020 Census questionnaires, we presume that the Census Bureau will move forward with printing the Census questionnaires and conducting the 2020 Census without the citizenship question. Subject to Defendants' confirmation that our understanding is correct, we do not believe there is a need to meet and confer about discovery on our equal protection claim prior to the court conference later this afternoon.

Otherwise, we are available to confer with you any time between 3:30 and 5 pm. Below is a rough outline of what we intend to pursue in discovery.

- Motion practice to revisit privilege claims
- Initial list of witness depositions:
 - Wilbur Ross
 - James Uthmeier
 - Christa Jones
- Document requests to DOC and DOJ, including:
 - Drafts of the DOJ letter requesting the citizenship question and all communications regarding drafts of the letter
 - Communications and documents regarding use of citizenship data or immigration status for purposes of reapportionment or redistricting
 - Communications with individuals outside the government, including but not limited to Thomas Hofeller, Dale Oldham, Mark Neuman, and John Baker, regarding (1) the actual or potential use of a citizenship question on the decennial census questionnaire, and (2) the use of citizenship data or immigration status for purposes of reapportionment or redistricting
- Initial list of third-party document and deposition subpoenas:
 - Mark Neuman
 - Dale Oldham
 - John Baker
 - Kris Kobach

Shankar Duraiswamy

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